

**THE MINUTES OF THE CITY COUNCIL MEETING HELD
MONDAY, AUGUST 31, 2015 AT 5:30 P.M.**

The Meeting was called to order at 5:30 p.m. Present: Council Chair Fellers; Council Members: Camp, Christensen, Eskridge, Gaylor Baird, Lamm, Raybould, City Clerk, Teresa J. Meier.

Council Chair Fellers announced that a copy of the Open Meetings Law is posted at the back of the Chamber by the northwest door. He asked all present to stand and recite the Pledge of Allegiance and observe a moment of silent meditation.

READING OF THE MINUTES

CHRISTENSEN Having been appointed to read the minutes of the City Council proceedings of August 24, 2015, reported having done so, found same correct.

Seconded by Eskridge and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

PUBLIC HEARING

APPOINTING PATRICIA OHMBERGER TO THE LINCOLN/LANCASTER COUNTY EMS OVERSIGHT AUTHORITY, INC. FOR A TERM EXPIRING MAY 16, 2019 - Patricia Ohmberger, 4710 Firebush Ln., came forward.

Cyndi Lamm, Council Member, inquired about her work with the Red Cross.

Ms. Ohmberger stated she has served on the Red Cross Board for 6 years and has enjoyed working on that. The mission is to serve the public & to help with disasters.

Ms. Lamm inquired if she has been a student of the EMS Oversight Authority.

Ms. Ohmberger replied that in her personal life, she has had to use it for family members and feels she has an opportunity to give some insight to it.

This matter was taken under advisement.

APPLICATION OF JGWH, INC. DBA AMEN'S LIQUOR FOR A CLASS D LIQUOR LICENSE AT 1172 BELMONT AVENUE;

MANAGER APPLICATION OF JOSEPH G. HEIDRICK FOR JGWH, INC. DBA AMEN'S LIQUOR AT 1172 BELMONT AVENUE - Joseph G. Heidrick, 1172 Belmont Ave., came forward, took the oath, & stated he is taking this establishment over which has been around for 43 years.

Ms. Lamm inquired about the manager training.

Mr. Heidrick stated he has completed the training.

This matter was taken under advisement.

APPLICATION OF MEIER'S WINE, INC. DBA MEIER'S CORK 'N BOTTLE FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 30 FEET BY 60 FEET AT UNIVERSITY TOWERS ROOFTOP GARDEN TERRACE AT 128 NORTH 13TH STREET ON SEPTEMBER 15, 2015 FROM 5:00 P.M. TO 9:00 P.M. - Joseph Delp, 1244 South St., came forward representing the applicant. Discussion followed.

This matter was taken under advisement.

SPECIAL PERMIT 15030 - APPLICATION OF OAK LAKE EVANGELICAL FREE CHURCH TO CONSTRUCT A 85-FOOT TALL MONOPOLE FOR PERSONAL WIRELESS FACILITIES, ON PROPERTY GENERALLY LOCATED AT 3300 NORTH 1ST STREET. (8/24/15 - PUBLIC HEARING AND ACTION DELAYED UNTIL 08/31/15) - Robert Marshall, 3339 Gregory St., came forward to state they received a new diagram on Friday from Joe Coyle. Expressed frustration with being notified about this so late in the process. Verizon started working on this in January but the neighbors weren't notified until June.

Tim Riesdorff, 3333 Gregory St., came forward in opposition. Doesn't feel they've met the criteria to build this tower in the sensitive site. Don't feel they've proven that they have no other options. Doesn't feel there's enough trees planned.

Jane Raybould, Council Member, inquired what Mr. Riesdorff thought of the recent submittal.

Mr. Riesdorff stated it is definitely an improvement but would like stealth tower, like a flagpole, much better. Discussion followed.

Joe Coyle, 312 East 70th St., Kansas City, MO, came forward representing the tower owner SBA Communications. Stated he worked with his client & think they have reached a compromise with the faux bell tower idea. Stated they are still at the original height of 80 ft. with an 8 ft lightning rod. There is space for 2 additional co-locators. The Code requires towers under 100 ft. to have room for at least one. Stated they got this together as quick as they could & got it to Mr. Marshall on Friday. Discussion followed.

Dale Ribble, 512 Oregon Trail, Pastor at Oak Lake Evangelical Free Church, came forward.

Carl Eskridge, Council Member, inquired which tower they prefer.

**REGULAR MEETING
AUGUST 31, 2015
PAGE 194**

Pastor Ribble stated they prefer the stealth pole but thinks they would accept the bell tower. Stated they want to do whatever they can to be good neighbors.

Jon Camp, Council Member, inquired if this would have to go back to Planning Commission if they change the design of the tower.

David Carey, Planning Director, came forward & responded no. Discussion followed.

Mr. Marsall came forward for rebuttal. Stated he would like to see what other options there are & let the neighbors see.

This matter was taken under advisement.

****Council Chair Fellers recognized Boy Scout Troop 169.****

APPROVING A CONTRACT BETWEEN THE CITY OF LINCOLN AND REPUBLIC PARKING SYSTEM, INC. FOR PARKING MANAGEMENT SERVICES, PURSUANT TO RFP NO. 15-093, FOR A FOUR TERM BEGINNING SEPTEMBER 1, 2015 THROUGH AUGUST 31, 2019 - David Landis, Urban Development Director, came forward to request approval. Discussion followed.

Mr. Camp inquired how they make money on meters.

Wayne Mixdorf, Parking Services, came forward & stated they don't. Stated that when you calculate the amount of staff salary & equipment, etc., the budget for parking meter related issues, citation management, collection, etc., comes to just north of \$400,000. Stated they would have to take money out of the garage revenue to subsidize the meter operation. Discussion followed.

This matter was taken under advisement.

AMENDING THE 2014-2016 CITY OF LINCOLN BIENNIAL OPERATING BUDGET FOR THE 2015-2016 FISCAL YEAR. (8/24/15 - PUBLIC HEARING AND ACTION DELAYED UNTIL 08/31/15, 7-0)
(RELATED ITEMS: 15R-179, 15-102);

APPROVING THE CLOSE OUT OF COMPLETED CONSTRUCTION PROJECTS AND TRANSFER OF UNSPENT APPROPRIATIONS AND CASH (IF ANY) FROM VARIOUS PROJECTS TO PROJECTS WHERE ADDITIONAL FUNDING IS NEEDED WITHIN THE PUBLIC WORKS & UTILITIES DEPARTMENT AND THE PARKS & RECREATION DEPARTMENT. (8/24/15 - ACTION DELAYED W/ PUBLIC HEARING UNTIL 08/31/15) (RELATED ITEMS: 15R-179, 15-102) - Ross Smith, 3830 Cape Gerald's Court, came forward to state he'd sent an email & everything he wanted to say was in it but he did have a suggestion that the City increase the penalty for failure to stop at a stop sign \$400 for the 1st offense and increase it from there.

Donna Marvin, came forward representing the Library Board, to urge the Council to keep the mill levy where it is. A reduction would fall heavily on the library system. Ms. Marvin read Library Board Member Herb Friedman's letter to the Council.

John Votta, 8737 Fontaine Dr., came forward with concerns about reducing the mill levy and various other issues.

Richard Schmeling, 4612 Van Dorn St., came forward regarding Startran & improving its services.

Randall Bretz, 3700 S. 32nd Pl., came forward regarding to state that investing in making this a great community, one with solid infrastructure, inviting parks, a great library system, a City with a wide variety of entertainment opportunities, a City efficiently operation & bustling with things to do, by investing in our City, we can accomplish these things & we put Lincoln on the world's stage.

E. Wayne Boles, 128 N. 13th St., #506, came forward to state it doesn't seem like a good idea to reduce the revenues at this time or in the near future.

Mary Quintero, 6421 Monticello Dr., came forward to support the amendment to reduce the property tax.

Wayne Talbott, 912 S. 31st St., came forward in support of the property tax cut.

Brodey Weber, 463 W. (Inaudible) Dr., came forward representing the Nebraska Young Democrats & the youth of Lincoln who are in favor of Councilwoman Gaylor Baird's amendment.

Steve Robinson, 730 N. 56th St., came forward in favor of Roy Christensen's amendment to lower property tax.

John Atkeison, 2601 N. 44th St., came forward to state we need to augment public transportation & to strengthen & support LES to move to clean, renewable generation & away from burning the fossil fuels that causes the green house gas pollution which is responsible for the global warming process that is skewing the climate beyond all recognition. This is not the time to be bleeding the budget of the City. We need to build up our resources & our ability to collectively meet the challenges that are to come. We need to invest in our EMS System.

Gail McNair, 1655 Dakota Cir., Executive Director for the Foundation for Lincoln City Libraries, came forward to testify against lowering the City's tax levy. This would adversely affect not only the current budget but future budgets as well.

Thomascena Storz, 1602 N. 28th St., came forward in favor of the property tax cut.

Peter Levitov, 3520 S. 35th St., Chair of the Lincoln Parks & Recreation Advisory Board, previous President of the Lincoln City Library Board of Trustees, came forward against lowering the City's tax levy.

Coby Mach, Lincoln Independent Business Assoc., 620 N. 48th St., came forward in support of the property tax relief.

Jane Kinsey, no address given, Watchdogs of Lincoln Government, came forward in support of the property tax relief and concerns with various issues.

Kris Beckenbach, 1501 Janice Ct., came forward in support of the property tax relief.

This matter was taken under advisement.

COUNCIL ACTION

REPORTS OF CITY OFFICERS

REAPPOINTING ANGOK ALWIR AND MARTIN RAMIREZ TO THE MULTICULTURAL ADVISORY COMMITTEE FOR TERMS EXPIRING SEPTEMBER 18, 2018 - CLERK read the following resolution, introduced by Jon A. Camp, who moved its adoption:

A-89212 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the reappointments of Angok Alwir and Martin Ramirez to the Multicultural Advisory Committee for terms expiring September 18, 2018, are hereby approved.

Introduced by Jon A. Camp

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

APPOINTING PATRICIA OHMBERGER TO THE LINCOLN/LANCASTER COUNTY EMS OVERSIGHT AUTHORITY, INC. FOR A TERM EXPIRING MAY 16, 2019 - CLERK read the following resolution, introduced by Jon A. Camp, who moved its adoption:

A-89213 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the appointment of Patricia Ohmberger to the Lincoln/Lancaster County EMS Oversight Authority, Inc. for a term expiring May 16, 2019, is hereby approved.

Introduced by Jon A. Camp

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

APPOINTING TRENT FELLERS TO THE TELECOMMUNICATION/CABLE TELEVISION ADVISORY BOARD FOR A TERM EXPIRING JULY 1, 2018 - CLERK read the following resolution, introduced by Jon A. Camp, who moved its adoption:

A-89214 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the appointment of Trent Fellers to the Telecommunication/Cable Television Advisory Board for a term expiring July 1, 2018, is hereby approved.

Introduced by Jon A. Camp

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

REAPPOINTING EDWARD HOFFMAN, LAURIE THOMAS, AND HELEN MEEKS TO THE TELECOM-MUNICATION/CABLE TELEVISION ADVISORY BOARD FOR TERMS EXPIRING JULY 1, 2018 - CLERK read the following resolution, introduced by Jon A. Camp, who moved its adoption:

A-89215 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the reappointments of Edward Hoffman, Laurie Thomas, and Helen Meeks to the Telecommunication/Cable Television Advisory Board for terms expiring July 1, 2018, are hereby approved.

Introduced by Jon A. Camp

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

CLERK'S LETTER AND MAYOR'S APPROVAL OF RESOLUTIONS AND ORDINANCES PASSED BY CITY COUNCIL ON AUGUST 17, 2015 - CLERK presented said report which was placed on file in the Office of the City Clerk. **(27-1)**

LINCOLN ELECTRIC SYSTEM QUARTERLY FINANCIAL REPORT FOR SECOND QUARTER 2015, APRIL-JUNE - CLERK presented said report which was placed on file in the Office of the City Clerk. **(40)**

LINCOLN ELECTRIC SYSTEM FINANCIAL & OPERATING STATEMENT FOR JULY, 2015 -CLERK presented said report which was placed on file in the Office of the City Clerk. **(40)**

PETITIONS & COMMUNICATIONS

SETTING THE HEARING DATE OF MONDAY, SEPTEMBER 14, 2015 AT 3:00 P.M. ON THE MANAGER APPLICATION OF JESSE G. REECE FOR SCHOLL REECE LLC DBA BORN IN A BARN AT 815 O STREET - CLERK read the following resolution, introduced by Roy Christensen, who moved its adoption:

**REGULAR MEETING
AUGUST 31, 2015
PAGE 196**

A-89216 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, September 14, 2015, at 3:00 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE for the Manager Application of Jesse G. Reece for Scholl Reece LLC dba Born in a Barn at 815 O Street.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Roy Christensen

Seconded by Raybould and carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, SEPTEMBER 14, 2015 AT 3:00 P.M. ON THE APPLICATION OF MIDWEST BBQ VENTURES LINCOLN DBA FAMOUS DAVE'S FOR A CLASS IK LIQUOR LICENSE AT 2750 PINE LAKE ROAD - CLERK read the following resolution, introduced by Roy Christensen, who moved its adoption:

A-89217 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, September 14, 2015, at 3:00 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE for the Application of Midwest BBQ Ventures Lincoln dba Famous Dave's for a Class IK Liquor License at 2750 Pine Lake Road.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Roy Christensen

Seconded by Raybould and carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, SEPTEMBER 14, 2015 AT 3:00 P.M. ON THE APPLICATION OF COTTONWOOD CAFÉ LLC DBA COTTONWOOD CAFÉ FOR A CLASS I LIQUOR LICENSE AT 440 S. 11TH ST., SUITE C - CLERK read the following resolution, introduced by Roy Christensen, who moved its adoption:

A-89218 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, September 14, 2015, at 3:00 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE for the Application of Cottonwood Café LLC dba Cottonwood Café for a Class I Liquor License at 440 S 11th Street.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Roy Christensen

Seconded by Raybould and carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

SETTING THE HEARING DATE OF MONDAY, SEPTEMBER 14, 2015 AT 3:00 P.M. ON THE MANAGER APPLICATION OF KIRK BAHM FOR MORAN'S LIQUOR WORKS LLC DBA MORAN'S BOTTLE SHOP AT 3402 A STREET - CLERK read the following resolution, introduced by Roy Christensen, who moved its adoption:

A-89219 BE IT RESOLVED by the City Council, of the City of Lincoln, that a hearing date is hereby set for Monday, September 14, 2015, at 3:00 p.m. or as soon thereafter as possible in the City Council Chambers, County-City Building, 555 S. 10th St., Lincoln, NE for the Manager Application of Kirk Bahm for Moran's Liquor Works LLC dba Moran's Bottle Shop at 3402 A Street.

If the Police Dept. is unable to complete the investigation by said time, a new hearing date will be set.

Introduced by Roy Christensen

Seconded by Raybould and carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

PLACED ON FILE IN THE OFFICE OF THE CITY CLERK:

Administrative Amendment No. 15067 to Special Permit #05003A, Meadow View 2nd Addition CUP, approved by the Acting Planning Director on August 19, 2015, requested by REGA Engineering, to add notes allowing accessory structures up to 2,000 sq. ft. in addition to attached garages, on property generally located at SW 70th Street and Pioneers Boulevard.

LIQUOR RESOLUTIONS

APPLICATION OF JGWH, INC. DBA AMEN'S LIQUOR FOR A CLASS D LIQUOR LICENSE AT 1172 BELMONT AVENUE - CLERK read the following resolution, introduced by Jon A. Camp, who moved its adoption for approval:

A-89220 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of JGWH, Inc. dba Amen's Liquor for a Class "D" liquor license at 1172 Belmont Avenue, Lincoln, Nebraska, for the license period ending April 30, 2016, be approved with the condition that:

1. All employees must possess a valid Responsible Beverage Server/Seller Permit as required by Section 5.04.124 of the Lincoln Municipal Code.

2. The premises must comply in every respect with all city and state regulations.

The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon A. Camp

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

MANAGER APPLICATION OF JOSEPH G. HEIDRICK FOR JGWH, INC. DBA AMEN'S LIQUOR AT 1172 BELMONT AVENUE - CLERK read the following resolution, introduced by Jon A. Camp, who moved its adoption for approval:

A-89221 WHEREAS, JGWH, Inc. dba Amen's Liquor located at 1172 Belmont Avenue, Lincoln, Nebraska has been approved for a Retail Class "D" liquor license, and now requests that Joseph G. Heidrick be named manager;

WHEREAS, Joseph G. Heidrick appears to be a fit and proper person to manage said business.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that Joseph G. Heidrick be approved as manager of this business for said licensee. The City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon A. Camp

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

APPLICATION OF GNS CORPORATION DBA CAPPY'S BAR FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 20 FEET BY 40 FEET AND AN INDOOR AREA MEASURING APPROXIMATELY 87 FEET BY 87 FEET AT GALA RECEPTION HALL AT 2602 PARK BOULEVARD ON SEPTEMBER 19, 2015 FROM 5:00 P.M. TO 1:00 A.M. (P.H. CON'T W/ACTION FOR TWO WEEKS UNTIL 9/14/15, 7-0) - PRIOR to reading:

CAMP Moved to continue Public Hearing with Action to 9/14/15.

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

APPLICATION OF GNS CORPORATION DBA CAPPY'S BAR FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 20 FEET BY 40 FEET AND AN INDOOR AREA MEASURING APPROXIMATELY 87 FEET BY 87 FEET AT GALA RECEPTION HALL AT 2602 PARK BOULEVARD ON OCTOBER 3, 2015 FROM 5:00 P.M. TO 1:00 A.M. (P.H. CON'T W/ACTION FOR TWO WEEKS UNTIL 9/14/15, 7-0) - PRIOR to reading:

CAMP Moved to continue Public Hearing with Action to 9/14/15.

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

APPLICATION OF MEIER'S WINE, INC. DBA MEIER'S CORK 'N BOTTLE FOR A SPECIAL DESIGNATED LICENSE TO COVER AN OUTDOOR AREA MEASURING APPROXIMATELY 30 FEET BY 60 FEET AT UNIVERSITY TOWERS ROOFTOP GARDEN TERRACE AT 128 NORTH 13TH STREET ON SEPTEMBER 15, 2015 FROM 5:00 P.M. TO 9:00 P.M. - CLERK read the following resolution, introduced by Jon A. Camp, who moved its adoption for approval:

A-89222 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That after hearing duly had as required by law, consideration of the facts of this application, the Nebraska Liquor Control Act, and the pertinent City ordinances, the City Council recommends that the application of Meier's Wine, Inc. dba Meier's Cork 'N Bottle for a special designated license to cover an outdoor area measuring approximately 30 feet by 60 feet at University Towers Rooftop Garden Terrace at 128 North 13th Street, Lincoln, Nebraska, on September 15, 2015, between the hours of 5:00 p.m. and 9:00 p.m., be approved with the condition that the premises complies in every respect with all City and State regulations and with the following requirements:

1. Identification to be checked, wristbands required on all parties wishing to consume alcohol.
2. Adequate security shall be provided for the event.
3. The area requested for the permit shall be separated from the public by a fence or other means.
4. Responsible alcohol service practices shall be followed.

BE IT FURTHER RESOLVED the City Clerk is directed to transmit a copy of this resolution to the Nebraska Liquor Control Commission.

Introduced by Jon A. Camp

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

PUBLIC HEARING - RESOLUTIONS

SPECIAL PERMIT 15030 - APPLICATION OF OAK LAKE EVANGELICAL FREE CHURCH TO CONSTRUCT A 85-FOOT TALL MONOPOLE FOR PERSONAL WIRELESS FACILITIES, ON PROPERTY GENERALLY LOCATED AT 3300 NORTH 1ST STREET - PRIOR to reading:

LAMM Moved to amend Bill 15R-181 in the following manner:
On page 2, add a new paragraph “d.” to read as follows: “The tower will be built in accordance with the design presented on Aug. 31, 2015 attached as Exhibit “A”.”
Seconded by Raybould.

LAMM Withdrew her motion.

GAYLOR BAIRD Moved to continue Public Hearing with Action for 1 week to 08/31/15.
Seconded by Christensen and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

ACCEPTING THE REPORT OF NEW AND PENDING CLAIMS AGAINST THE CITY AND APPROVING DISPOSITION OF CLAIMS SET FORTH FOR THE PERIOD OF AUGUST 1-15, 2015 - CLERK read the following resolution, introduced by Jon A. Camp, who moved its adoption:

A-89223 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the claims listed in the attached report, marked as Exhibit "A", dated August 17, 2015, of various new and pending tort claims filed against the City of Lincoln with the Office of the City Attorney or the Office of the City Clerk, as well as claims which have been disposed of, are hereby received as required by Neb. Rev. Stat. § 13-905 (Reissue 1997). The dispositions of claims by the Office of the City Attorney, as shown by the attached report, are hereby approved:

<u>DENIED CLAIM</u>		<u>ALLOWED/SETTLED CLAIMS</u>	
John Powers	\$950.00	Mark DeForge	\$ 189.50
		Haco Electric	1,469.57
		Richard Streit	209.02

<u>LITIGATION SETTLEMENTS</u>	
Jennifer Tomka/Samual Tomka	\$5,000.00
Elizabeth Bergman	500.00

The City Attorney is hereby directed to mail to the various claimants listed herein a copy of this resolution which shows the final disposition of their claim.

Introduced by Jon A. Camp

Seconded by Raybould & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

APPROVING A CONTRACT BETWEEN THE CITY OF LINCOLN AND REPUBLIC PARKING SYSTEM, INC. FOR PARKING MANAGEMENT SERVICES, PURSUANT TO RFP NO. 15-093, FOR A FOUR TERM BEGINNING SEPTEMBER 1, 2015 THROUGH AUGUST 31, 2019 - CLERK read the following resolution, introduced by Jon A. Camp, who moved its adoption:

A-89224 BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

That the attached Contract between the City of Lincoln and Republic Parking System, Inc. for Parking Management Services, pursuant to RFP No. 15-093, for a four year term beginning September 1, 2015 through August 31, 2019, with the option to renew for three additional one year terms, upon the terms as set forth in said Contract, is hereby approved and the Mayor is authorized to execute the same on behalf of the City of Lincoln.

Introduced by Jon A. Camp

Seconded by Christensen & carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

ORDINANCES - 2ND READING & RELATED RESOLUTIONS (as required) - NONE

ORDINANCES - 3rd READING & RELATED RESOLUTIONS

AMENDING THE 2014-2016 CITY OF LINCOLN BIENNIAL OPERATING BUDGET FOR THE 2015-2016 FISCAL YEAR - PRIOR to reading:

CHRISTENSEN Moved Motion to Amend #1 to amend the Resolution by substituting the entire text of the Resolution with the language, and in the form, attached hereto as Exhibit “A” and incorporated herein by this reference.

Seconded by Lamm.

CHRISTENSEN Moved to Amend the Amendment to insert a new paragraph as follows: “The Finance Director is hereby directed to change the schedules and attachments to accurately reflect this Resolution as signed by the Mayor.”

Seconded by Lamm and carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

FINAL VOTE ON MOTION TO AMEND #1 TO ACCEPT THE SUBSTITUTE:

AYES: Camp, Christensen, Eskridge, Fellers, Lamm; NAYS: Gaylor Baird, Raybould.

RAYBOULD Moved to amend Bill 15R-179, the Resolution to Amend the 2014-16 Biennial Budget as follows:

1. Move to transfer \$636,540.00 from the General Fund/CIP to project 0182 Roadway and Bridge Rehabilitation.
2. Delete all of the budget cuts and transfers contained in Amendment #1 to this Resolution.
3. Amend the Six Year Capital Improvement Program for 2014-15 - 2019-20 so that 4 fire engines and 2 fire trucks totaling \$2,736,540.00 are purchased through lease/purchase financing.

Seconded by Eskridge and **LOST** by the following vote: AYES: Eskridge, Gaylor Baird, Raybould; NAYS: Camp, Christensen, Fellers, Lamm.

ESKRIDGE Moved to amend Bill 15R-179, the Resolution to Amend the 2014-16 Biennial Budget as follows:

1. Move to transfer \$636,540.00 from the General Fund to the Police & Fire Pension fund and adjust the levies for those funds for 2015-2016 accordingly.
2. Delete all of the budget cuts and transfers contained in Amendment #1 to this Resolution.
3. Amend the Six Year Capital Improvement Program for 2014-15 - 2019-20 so that 4 fire engines and 2 fire trucks totaling \$2,736,540.00 are purchased through lease/purchase financing.

Seconded by Raybould and **LOST** by the following vote: AYES: Eskridge, Gaylor Baird, Raybould; NAYS: Camp, Christensen, Fellers, Lamm.

GAYLOR BAIRD Moved to split the question into 3 parts: Resolution A which is Roy’s proposal, B is for Steve’s schedules, C are the reappropriations.

GAYLOR BAIRD Moved to amend Resolution A to amend the 2014-16 Biennial Budget as follows:

1. That the unencumbered appropriations and cash (where necessary) in the 2014-15 1st year of the biennial budget for the following items be transferred effective August 31, 2015 and reappropriated up to the following amounts:

From:	18002.5647	Gen. Exp./Shared Services - Corrections	\$461,866
	18002.5962	General Expense/Election Exp.	\$93,200
	79130	Pub. Works & Util./Snow Removal	\$120,603
To:	413333.5621	“N” Street Bikeway	\$124,815
	409417.6138	Woods Tennis	\$360,000
	540610	Residential Street Rehab	\$120,603
		(also transfer 78412.9237)	
	409321.6138	Park CIP Project #0096 - Easterday Park (6130 Adams) & Neighbors Park (30 th & D Streets)	\$70,251
2. That the unencumbered appropriations and cash (where necessary) in the 2015-16 2nd year of the biennial budget for the following items be transferred effective September 1, 2015:

From:	18002.6033	Pershing Post Closure Costs	\$25,185
To:	413333.5621	“N” Street Bikeway	\$25,185
3. The Finance Director is hereby directed to transfer unencumbered appropriations and cash (where necessary) from the budget for 2014-15 in General Expense/Future Labor Settlements (18002.5070) in amounts proportionate to each department’s share of the total settlement at such time as contracts are signed w/ labor unions. Any surplus funds remaining in this line item after contracts are signed and amounts are distributed to departments budget and after \$200,000 has been transferred for the purchase of Lincoln Fire & Rescue apparatus shall be transferred to the Police & Fire Pension fund at the end of F.Y. 2014-15 (15001.5121).

Seconded by Raybould and carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

CLERK Read the following resolution, introduced by Leirion Gaylor Baird, who moved its adoption:

RESOLUTION A

A-89225 WHEREAS under the provisions of Section 26a of Article IX of the Charter of the City of Lincoln and Chapter 3.06 of the Lincoln Municipal Code, the biennial budget for the City of Lincoln was submitted on July 14, 2014 and adopted on August 25, 2014; and

WHEREAS under Chapter 3.06 of the Lincoln Municipal Code the City Council may revise the previously adopted biennial budget due to the unforeseen circumstances that the actual expenditures for the current fiscal year will exceed budgeted expenditures unless the current fiscal year 2015-16 Budget is revised; and

WHEREAS, under the provisions of Section 26a of Article IX and chapter 3.06 of the Lincoln Municipal Code and Nebraska Revised Statute 13-511, a notice and public hearing on the proposed revised budget was held on August 24, 2015, notice thereof having been published in one issue of the Lincoln Journal Star, a newspaper of general circulation in the City, more than five days before such hearing;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska

1. There is hereby levied upon all taxable property within the corporate limits of the City of Lincoln, Nebraska, upon each one hundred dollars of approximate market value thereof, taxes in an amount sufficient to generate funds for the purposes and in the amounts hereinafter named, to-wit:

	2015-16 Appropriated <u>Amount-90%</u>	2015-16 Total Tax As <u>Levied-100%</u>	2015-16 Per \$100 <u>Market Value</u>
General	\$30,842,732	\$34,269,703	0.18567
Library	6,991,817	7,768,685	0.04209
Social Security	2,390,407	2,656,008	0.01439
Police & Fire Pension Unemployment	5,843,956	6,493,285	0.03518
Compensation	49,835	55,372	0.00030
Bond Interest & Redemption	5,307,402	5,897,113	0.03195

2. Per resolution A-82134 passed by the City Council on June 9, 2003 establishing an unreserved fund balance policy for the City, the General Fund unreserved fund balance as of the last audited financial statements as of August 31, 2014 was \$39,781,833. This August 31, 2014 unreserved balance is 26.79% of the General Fund budget for 2015-16 of \$148,507,365 included in this resolution. The August 31, 2014 unreserved balance was 6.79% more than the 20% goal for such balance set by Resolution A-82134.

3. The Finance Director is hereby directed to change the schedules and attachments to accurately reflect this Resolution.

4. Upon affirmative vote by more than 75% of the City Council restricted funds for Fiscal Year 2015-16 shall be increased by an additional one percent (1%) as provided by Neb. Rev. Stat. Section 13-519.

5. Having met the appropriate Comprehensive Plan Conformance Requirements, the Six Year Capital Improvement Program (CIP) for 2014-15 – 2019-20 adopted as Schedule 5 of Resolution A-88504 is hereby amended for fiscal year for 2015-16 and the City Council hereby appropriates the designated funds and directs the Finance Director to make the necessary adjustments to the biennial budget:

- a. Parks & Rec. CIP Project #0116 – Centennial Mall (413516.6138) – increase TIF \$510,000.
- b. Fire - approve project to purchase 4 fire engines and 2 fire trucks and appropriate \$2,100,000 lease/purchase and \$636,540 General Fund.
- c. Public Works & Utilities CIP Project #0120 – Bus Purchase (407838.6086) – increase SR appropriation \$205,900.
- d. Public Works & Utilities CIP Project #0717 – Facility Repairs (701455.5621) – increase lease purchase financing \$2,150,000 for MSC roof and HVAC repairs.
- e. Urban Development – approve South Haymarket Surface Parking project and appropriate \$350,000 TIF.

6. The Finance Director is hereby authorized to transfer to the Lincoln Parks & Recreation Foundation, pursuant to an agreement with said Foundation, up to the following balances plus accrued interest or other revenue as of August 31, 2015:

From:	295835.5621	Gallery Alley	\$50,000
	413333.5621	“N” Street Bikeway	\$250,000
To:		Lincoln Parks Foundation Gallery Alley Endowment	\$50,000
		Lincoln Parks Foundation “N” Street Bikeway Endowment	\$250,000

7. That the unencumbered appropriations and cash (where necessary) for the following items be transferred effective August 31, 2015 up to the following amounts:

**REGULAR MEETING
AUGUST 31, 2015
PAGE 201**

<u>Business Unit/Object Code</u>	<u>Description</u>	<u>Amount</u>
From: 18002.5856	General Expense/City Share of Lincoln Ctr. Maint.	\$116,569
18002.5070	General Expense/Future Labor Settlements	\$200,000
0401b.6001	Police/Management/Reappropriated Funds (also 04001.9220)	\$900,000
09250.5621	Parks/Keno/Misc. Contractual	\$35,000
18002.5628	General Expense/Consultant	\$17,000
To: 413536	Urban Dev./Downtown Street Trees (also 13001.9234 UD CIP Transfers)	\$116,958
05001.9233	Fire/Admin./Fire CIP Projects	\$200,000
15001.9140	Police & Fire Pension Fund/Transfers In	\$900,000
413332	Urban Dev./Tower Square	\$35,000
409416	Parks/Public Art Preservation	\$17,000

8. That the unencumbered appropriations and cash (where necessary) for the following items be transferred effective August 31, 2015 and reappropriated up to the following amounts:

<u>Business Unit/Object Code</u>	<u>Description</u>	<u>Amount</u>
From: 295691.9220	Donations/Planning/Wayfinding Contract	\$3,500.13
04001.9220	Police/Management/Cash Transfers	\$300,000
11001.5021	Planning/Admin./Salaries	\$18,000
12151.5869	Health/Dental/Other Equip. Maint. & Repair	\$6,000
12151.6072	Health/Dental/Furniture & Fixtures	\$5,190
18002.5081	General Expense/Health Insurance	\$430,704.74
79140.5989	P.W. & U./11 th Street Streetscape maintenance	\$15,000
09010.5021	Parks/Forestry/Salaries	\$15,000
09010.5023	Parks/Forestry/Overtime	\$2,500
09010.5924	Parks/Forestry/Rent of Machinery & Equip.	\$12,500
18002.5070	General Expense/Future Labor Settlements	\$200,000
To: 05004.9233	Fire/Emergency Services/CIP Transfers (Fire Trucks/Engines CIP project)	\$200,000
12151.6076	Health/Dental/Misc. Equip.	\$11,190
09010.5621	Parks/Forestry/Misc. Contractual	\$30,000
10001.5621	Personnel/Miscellaneous Contractual	\$80,000
11001.9140	Planning/Cash Transfers In (Appropriate to 11001.5621)	\$3,500.13
11001.5631	Planning/Admin./Data Processing Service	\$18,000
18002.5624	General Expense/Auditing	\$26,500
18002.5856	General Expense/City Share of Lincoln Center Maint.	\$12,500
18002.5856	DLA snow removal equipment	\$55,000
18002.5966	General Expense/Indust. Promo (Air Show)	\$30,000
18002.5966	General Expense/Indust. Promo (Roller Skating)	\$30,000
06014.6076	Police/911 Communications/Telephone Equip.	\$300,000
06014.5021	Police/911 Communications/Salaries	\$95,000
18002.5649	Shared Services - Human Service	\$2,260
18002.5650	Shared Services – Emergency Management	\$ 27,348
18002.5652	Shared Services - Public Defender	\$48,479
18052.9140	DSC Set-up (also 18002.9220)	\$331.32
79100.5621	Public Works & Util./Noxious Weed	\$8,613
79140.5621	P.W. & U./11 th Street Streetscape maintenance	\$15,000
205019.9140	EECBG Rebates	\$11,248.54
205025.9140	reEnergize Omaha & Lincoln	\$3,424.88

9. That the following unexpended appropriations are reappropriated effective August 31, 2015 up to the following amounts.

<u>Business Unit/Object Code</u>	<u>Description</u>	<u>Amount</u>
01001.5989	City Council/Misc. Other Services & Charges	\$446
0401B.5621	Police/Management/Misc. Contractual	\$200,000
0401B.5628	Police/Management/Consultant Services	\$36,442
0402B.5420	Police/Admin. Support/Minor Equip.	\$13,369
0402B.5421	Police/Admin. Support/Safety Equipment	\$25,168
0402B.5728	Police/Admin. Support/Schools & Conf.	\$5,700
0402B.5859	Police/Admin. Support/Equip. Maint. Contracts	\$29,832
0402B.5861	Police/Admin. Support/Furn. & Fix. Repair	\$19,009
0402B.5952	Police/Admin. Support/Advert./Media Serv.	\$50,894
0402B.6062	Police/Admin. Support/Audio Visual Equip.	\$33,499
0402B.6069	Police/Admin. Support/DP Equip.	\$56,698
0403B.5859	Police/Operations/Equip. Maint. Contracts	\$43,762
0403B.6072	Police/Operations/Furn. & Fixtures	\$8,982
06140.5624	Cash Reserve Fund/Auditing Services	\$257,240 \$207,240

**REGULAR MEETING
AUGUST 31, 2015
PAGE 202**

06140.5989	Cash Reserve Fund/Misc. Other Services & Charges	\$200,000
06065.6085	Police/Radio Shop/Radio Equipment	\$127,368
		\$102,368
08001.5633	Bldg. & Safety/Admin./Software	\$99,559
08002.6069	Bldg. & Safety/Admin./DP Equip.	\$10,000
08002.6069	Bldg. & Safety/Business Office/DP Equip.	\$100,000
		\$75,000
08007.6069	Bldg. & Safety/Mechanical/DP Equip.	\$10,000
08008.6069	Bldg. & Safety/Electrical/DP Equip.	\$10,000
08009.6069	Bldg. & Safety/Plumbing/DP Equip.	\$10,000
09250.9246	Parks/Keno/Unprogrammed Keno Appropriations	\$52,677
12101.5628	Health/Director's Office/Consultant	\$33,736
12122.5628	Health/EPH/Waste	\$85,000
12144.5091	Health/Health Promotion/Chronic Disease	\$17,000
12151.6076	Health/Dental Misc. Equipment	\$13,350
12172.6069	Health/Computer Resources/DP Equip.	\$122,174
		\$97,174
17004.5638	Com. Health Endowment/Misc. Contr.	\$2,464,230
18002.5070	General Expense/Future Labor Settlements	\$956,925
		\$856,925
18002.5621	General Expense/Misc. Contractual	\$16,063
18002.5624	General Expense/Auditing Service	\$45,938
18002.5628	General Expense/Consultant	\$17,088
18002.5632	General Expense/Systems Development	\$230,000
		\$200,000
18002.5636	General Expense/Demolition of Buildings	\$125,842
		\$100,842
18002.5642	General Expense/Legal Services	\$97,158
18002.5646	General Expense/State/Federal Lobbying	\$49,002
18002.5657	General Expense/Human Serv. Contracts	\$97,223
18002.5659	General Expense/Oracle Financial System	\$244,351
		\$204,351
18002.5856	General Expense/City Share of Lincoln Center Maint.	\$116,569
18002.5865	General Expense/Minor Bldg. & Grounds Improve.	\$7,500
18002.5970	General Expense/Court & Litigation	\$150,000
18002.5998	General Expense/Witness Fees	\$58,000
18002.5878	General Expense/Problem Resolution Team	\$62,549
18002.5880	General Expense/Graffiti Abatement	\$82,444
18002.6024	General Expense/City Share Impact Fees (Low Income)	\$401,704
18002.6027	General Expense/City Share Impact Fees (Econ. Dev.)	\$483,071
18013.5784	Street Lights/Misc. Insurance	\$90,000
18013.5822	Street Lights/Electricity	\$100,000
18041.6155.01	Fiber Network/Fiber Network Investment	\$10,529
79140.5621	Pub. Works & Util./Sts. & Hwys./Misc. Contractual	\$133,648
79140.5989	Pub. Works & Util./Sts. & Hwys./Durable Markings	\$945,135
79400.9220	Parking/Misc. Other Serv. & Charges/Contingency	\$400,000

10. General Fund unencumbered operating appropriations are only reappropriated up to \$6,000,000.
Any other amount in General Fund unencumbered operating appropriations shall lapse.

Introduced by Leirion Gaylor Baird

FINAL VOTE ON RESOLUTION A: AYES: Camp, Christensen, Eskridge, Fellers, Lamm;

NAYS: Gaylor Baird, Raybould.

GAYLOR BAIRD Moved Resolution B.

LAMM Moved to remove everything except Schedule 6 for the Pinnacle Bank Arena, Schedule 7 for the Community Health Endowment, & Schedule 8 for the Joint Budget Committee.

Seconded by Christensen.

LAMM Withdrew her motion.

RAYBOULD Seconded Resolution B.

RESOLUTION B

A-89226 WHEREAS under the provisions of Section 26a of Article IX of the Charter of the City of Lincoln and Chapter 3.06 of the Lincoln Municipal Code, the biennial budget for the City of Lincoln was submitted on July 14, 2014 and adopted on August 25, 2014; and

WHEREAS under Chapter 3.06 of the Lincoln Municipal Code the City Council may revise the previously adopted biennial budget due to the unforeseen circumstances that the actual expenditures for the current fiscal year will exceed budgeted expenditures unless the current fiscal year 2015-16 Budget is revised; and

WHEREAS, under the provisions of Section 26a of Article IX and chapter 3.06 of the Lincoln Municipal Code and Nebraska Revised Statute 13-511, a notice and public hearing on the proposed revised budget was held on August 24, 2015, notice thereof having been published in one issue of the Lincoln Journal Star, a newspaper of general circulation in the City, more than five days before such hearing;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska

1. The Finance Director is hereby directed to change the schedules and attachments to accurately reflect this Resolution.
2. The City Council hereby appropriates the sums identified on Schedule 6 to adopt a budget for the Pinnacle Bank Arena.
3. The City Council hereby adopts the revised budget for the Community Health Endowment as identified on Schedule 7 as revised by the Community Health Endowment Board of Directors.
4. The Joint Budget Committee (JBC) Agencies appropriations included in the General Expense Budget (18002.5657) are adjusted to correspond with the recommendations of the Joint Budget Committee as shown on Schedule 8.

Introduced by Leirion Gaylor Baird

FINAL VOTE ON RESOLUTION B: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor

Baird, Lamm, Raybould; NAYS: None.

GAYLOR BAIRD Moved Resolution C. Seconded by Raybould.

LAMM Moved to amend Resolution C by striking Paragraph 2.

LAMM Withdrew her motion.

GAYLOR BAIRD Moved to amend Resolution C in the following manner:

From paragraph 2, delete the language “Any surplus funds remaining in this line item after contracts are signed and amounts are distributed to department’s budgets up to \$500,000 shall be transferred to the Cash Reserve Fund at the end of the biennium.”

Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

RESOLUTION C

A-89227 WHEREAS under the provisions of Section 26a of Article IX of the Charter of the City of Lincoln and Chapter 3.06 of the Lincoln Municipal Code, the biennial budget for the City of Lincoln was submitted on July 14, 2014 and adopted on August 25, 2014; and

WHEREAS under Chapter 3.06 of the Lincoln Municipal Code the City Council may revise the previously adopted biennial budget due to the unforeseen circumstances that the actual expenditures for the current fiscal year will exceed budgeted expenditures unless the current fiscal year 2015-16 Budget is revised; and

WHEREAS, under the provisions of Section 26a of Article IX and chapter 3.06 of the Lincoln Municipal Code and Nebraska Revised Statute 13-511, a notice and public hearing on the proposed revised budget was held on August 24, 2015, notice thereof having been published in one issue of the Lincoln Journal Star, a newspaper of general circulation in the City, more than five days before such hearing;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Lincoln, Nebraska:

1. The Finance Director is hereby directed to change the schedules and attachments to accurately reflect this Resolution.
2. There is hereby appropriated to each departmental operating budget 100% of the unencumbered operating appropriations as shown in the final Appropriation Status Report as of August 31, 2015 up to the amount shown below:

<u>Fund</u>	<u>Amount</u>
Aging	\$380,000
Animal Control	\$116,000
General	\$6,000,000
Health	\$1,060,000
Library	\$205,000
StarTran	\$1,670,000
911 Communications	\$505,000

Introduced by Leirion Gaylor Baird

FINAL VOTE ON RESOLUTION C: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor

Baird, Lamm, Raybould; NAYS: None.

APPROVING THE CLOSE OUT OF COMPLETED CONSTRUCTION PROJECTS AND TRANSFER OF UNSPENT APPROPRIATIONS AND CASH (IF ANY) FROM VARIOUS PROJECTS TO PROJECTS WHERE ADDITIONAL FUNDING IS NEEDED WITHIN THE PUBLIC WORKS & UTILITIES DEPARTMENT AND THE PARKS & RECREATION DEPARTMENT - PRIOR to reading:

RAYBOULD Moved MTA #1 to Bill No. 15-101 in the following manner:

1. Revise Section 2.1 - Definitions of Special Terms on page 4 of Bill No. 15-101 by substituting the following definition of “Project” for the existing definition of Project. “Project means the Private Improvements (i.e. New Building and Skywalk Bridge), Site Acquisition, Site Preparation, Redeveloper Public Improvements (i.e. Plaza Design, Public Enhancements, and Redeveloper Streetscape Improvements), and other City Public Improvements, each as defined in the Redevelopment Agreement.”

**REGULAR MEETING
AUGUST 31, 2015
PAGE 204**

2. Revise Section 3.1 - Authorization of Bonds on page 6 of Bill No. 15-101 by striking the words "Site Acquisition, Site Preparation, Public Enhancements, and the City Public" in lines 4 and 5 of Section 3.1 and inserting the word "City" before word "Improvements" in line 5.

Seconded by Christensen and carried by the following vote; AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS None.

CLERK Read an ordinance, introduced by Cyndi Lamm, eliminating certain appropriations and approving the transfer of unspent and unencumbered appropriations and cash (if any) between certain capital improvement projects within the Water Fund, Wastewater Fund, Street Construction Fund, and Solid Waste Fund for the Public Works & Utilities Department; and within the Keno Fund for the Parks & Recreation Department, the third time.

LAMM Moved to pass the ordinance as read.

Seconded by Gaylor Baird and carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

The ordinance, being numbered **#20234**, is recorded in Ordinance Book #29.

COMP. PLAN CONFORMANCE 15008 - DECLARING SEVEN VACANT PARCELS OF LAND GENERALLY LOCATED AT NORTH 15TH STREET AND CLAREMONT STREET AS SURPLUS PROPERTY -

CLERK read an ordinance, introduced by Jane Raybould, declaring seven vacant parcels of City owned property generally located at North 15th Street and Claremont Street as surplus, the third time.

RAYBOULD Moved to pass the ordinance as read.

Seconded by Eskridge and carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

The ordinance, being numbered **#20235**, is recorded in Ordinance Book #29.

CHANGE OF ZONE 15021 - APPLICATION OF U.S. DEPARTMENT OF VETERANS AFFAIRS, VICTORY PARK PLANNED UNIT DEVELOPMENT FOR A CHANGE OF ZONE FROM P PUBLIC USE DISTRICT TO B-2 PLANNED NEIGHBORHOOD BUSINESS DISTRICT PUD, O-3 OFFICE PARK DISTRICT PUD, AND R-4 RESIDENTIAL DISTRICT PUD; FOR A PLANNED UNIT DEVELOPMENT DISTRICT DESIGNATION OF SAID PROPERTY; AND FOR A DEVELOPMENT PLAN WHICH PROPOSES MODIFICATIONS TO THE ZONING ORDINANCE AND LAND SUBDIVISION ORDINANCE TO ALLOW FOR A MIX OF COMMERCIAL AND RESIDENTIAL USES, ON PROPERTY GENERALLY LOCATED ON EAST SIDE OF SOUTH 70TH STREET, NORTH OF SOUTH WEDGEWOOD DRIVE - PRIOR to reading:

GAYLOR BAIRD Moved to amend Bill #15-104 in the following manner:

1. On page 1, delete lines 8 through 20 and insert the following language in lieu thereof: "Those portions of Lot 66, Irregular Tract, located in the Northwest Quarter of Section 27, Township 10 North, Range 7 East of the 6th P.M., and the adjacent right-of-way of South 70th Street, Lincoln, Lancaster County, Nebraska; (1) be and they are hereby transferred from the P Public Use District to the B-2 Planned Neighborhood Business District, O-3 Office Park District, and R-4 Residential District, as more particularly described and shown on Exhibits A, B, and C attached hereto respectively; (2) designated as a Planned Unit Development District pursuant to and in accordance with Chapter 27.60 of the Lincoln Municipal Code entitled "Planned Unit Development District"; and (3) governed by all the provisions and regulations pertaining to the applicable B-2 Planned Neighborhood Business District, O-3 Office Park District, and R-4 Residential District, except as modified in Section 2 below."
2. Attach the attached exhibits as Exhibits A, B, and C to Bill No. 15-104.

Seconded by Raybould & carried by the following vote: AYES: Camp, Christensen, Emery, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

CLERK Read an ordinance, introduced by Jane Raybould, amending the Lincoln Zoning District Maps attached to and made a part of Title 27 of the Lincoln Municipal Code, as provided by Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the third time.

RAYBOULD Moved to pass the ordinance as amended.

Seconded by Eskridge and carried by the following vote: AYES: Camp, Christensen, Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

The ordinance, being numbered **#20236**, is recorded in Ordinance Book #29.

RESOLUTIONS - 1ST READING

APPROVING A MULTI-YEAR CONTRACT BETWEEN THE BOARD OF REGENTS OF THE UNIVERSITY OF NEBRASKA ON BEHALF OF THE UNIVERSITY OF NEBRASKA MEDICAL CENTER, COLLEGE OF NURSING AND THE CITY OF LINCOLN ON BEHALF OF THE LINCOLN-LANCASTER COUNTY HEALTH DEPARTMENT TO ALLOW NURSING STUDENTS TO UTILIZE

SERVICE PROGRAMS AT THE LINCOLN-LANCASTER HEALTH DEPARTMENT TO FULFILL REQUIREMENTS OF THEIR COMMUNITY HEALTH NURSING COURSE FOR THEIR BACHELOR'S DEGREES IN NURSING. (*CONSENT*)

ORDINANCES - 1ST READING & RELATED RESOLUTIONS (as required)

AMENDING THE PAY SCHEDULE FOR THE EMPLOYEE GROUP WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE WHICH IS PREFIXED BY THE LETTER "C" BY CREATING THE CLASSIFICATIONS OF "PUBLIC SAFETY DISPATCHER," "SENIOR PUBLIC SAFETY DISPATCHER," AND "PUBLIC SAFETY DISPATCH SUPERVISOR." - CLERK read an ordinance, introduced by Roy Christensen, amending Ordinance No. 20228 passed August 10, 2015, relating to the schedules of pay ranges for employees of the City of Lincoln whose classifications are assigned to a pay range which is prefixed by the letter "C," by creating the job classifications of "Public Safety Dispatcher", "Senior Public Safety Dispatcher", and "Public Safety Dispatch Supervisor", the first time.

AMENDING THE PAY SCHEDULE FOR THE EMPLOYEE GROUP WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE WHICH IS PREFIXED BY THE LETTER "C" BY CREATING THE CLASSIFICATION OF "PROCESS CONTROL TECHNICIAN" - CLERK read an ordinance, introduced by Roy Christensen, amending Ordinance No. 20228 passed August 10, 2015, relating to the schedules of pay ranges for employees of the City of Lincoln whose classifications are assigned to a pay range which is prefixed by the letter "C," by creating the job classification of "Process Control Technician", the first time.

AMENDING THE PAY SCHEDULE FOR THE EMPLOYEE GROUP WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGE WHICH IS PREFIXED BY THE LETTER "N" BY CREATING THE CLASSIFICATION OF "AUTOMOTIVE BODY TECHNICIAN" - CLERK read an ordinance, introduced by Roy Christensen, amending Ordinance No. 20227 passed August 10, 2015, relating to the schedules of pay ranges for employees of the City of Lincoln whose classifications are assigned to a pay range which is prefixed by the letter "N," by creating the job classification of "Automotive Body Technician", the first time.

AMENDING THE PAY SCHEDULES FOR THE EMPLOYEE GROUPS WHOSE CLASSIFICATIONS ARE ASSIGNED TO THE PAY RANGES WHICH ARE PREFIXED BY THE LETTERS "A" AND "C" BY CHANGING THE TITLE AND PAY RANGE OF CLASS 3011 FROM "EMS MANAGEMENT SUPPORT SPECIALIST" IN PAY RANGE A14 TO "EMS SUPPLY SPECIALIST" IN PAY RANGE C26 - CLERK read an ordinance, introduced by Roy Christensen, amending Ordinance No. 20228 and Ordinance No. 20229 both passed August 10, 2015, relating to the schedules of pay ranges for employees of the City of Lincoln whose classifications are assigned to a pay range which is prefixed by the letter "C" and "A," by changing the pay range and class title for the job classification "EMS Management Support Specialist" from A14 to C26 "EMS Supply Specialist", the first time.

CHANGE OF ZONE 2463E - APPLICATION OF 3 AMIGOS PROPERTIES, LLC, TO AMEND HIGHPOINTE PLANNED UNIT DEVELOPMENT BY CHANGING THE ZONING FROM R-3 RESIDENTIAL DISTRICT PUD TO B-2 PLANNED NEIGHBORHOOD BUSINESS DISTRICT PUD; AND FOR APPROVAL OF AN AMENDED DEVELOPMENT PLAN WHICH PROPOSES MODIFICATIONS TO THE ZONING ORDINANCE AND LAND SUBDIVISION ORDINANCE TO ALLOW THE SALE OF ALCOHOL FOR CONSUMPTION ON THE PREMISES IN CONJUNCTION WITH A RESTAURANT AS A PERMITTED USE IN THE B-2 AREA, AND ADJUSTS THE PARKING REQUIREMENT TO ONE SPACE PER 300 SQUARE FEET OF FLOOR FOR ALL USES IN THE B-2 AREA, ON PROPERTY GENERALLY LOCATED AT 4701 OLD CHENEY ROAD - CLERK read an ordinance, introduced by Roy Christensen, amending the Lincoln Zoning District Maps attached to and made a part of Title 27 of the Lincoln Municipal Code, as provided by Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the first time.

APPROVING THE SECOND AMENDMENT TO THE BOND ORDINANCE FOR THE CITY OF LINCOLN HAYMARKET HOTEL/TOOL HOUSE REDEVELOPMENT PROJECT IN DOWNTOWN LINCOLN TO AMEND THE TOTAL NOT TO EXCEED AMOUNT TO \$3,015,000 - CLERK read an ordinance, introduced by Roy Christensen, amending Ordinance No. 19403, as previously amended by Ordinance No. 19590, to increase the authorized principal amount of bonds to \$3,015,000; to repeal certain provisions of Ordinance No. 19403, as amended by Ordinance No. 19590, in connection therewith; taking other action in connection with the foregoing; and related matters, the first time.

ANNEXATION 15008 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 4.81 ACRES OF PROPERTY GENERALLY LOCATED AT 70TH STREET AND ARBOR ROAD. (RELATED ITEMS: 15-115, 15-116) - CLERK read an ordinance, introduced by Roy

**REGULAR MEETING
AUGUST 31, 2015
PAGE 206**

Christensen, annexing and including the below described land as part of the City of Lincoln, Nebraska and amending the Corporate Limits Map attached to and made a part of Ordinance No. 18208, to reflect the extension of the corporate limits boundary of the City of Lincoln, Nebraska established and shown thereon, the first time.

CHANGE OF ZONE 15022 - APPLICATION OF DEREK ZIMMERMAN FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO H-3 HIGHWAY COMMERCIAL DISTRICT ON PROPERTY GENERALLY LOCATED AT 70TH STREET AND ARBOR ROAD. (RELATED ITEMS: 15-115, 15-116) - CLERK read an ordinance, introduced by Roy Christensen, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the first time.

ANNEXATION 15007 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 44.78 ACRES OF PROPERTY GENERALLY LOCATED AT NORTH 84TH STREET AND HAVELOCK AVENUE. (RELATED ITEMS: 15-105, 15-106) - CLERK read an ordinance, introduced by Roy Christensen, annexing and including the below described land as part of the City of Lincoln, Nebraska and amending the Corporate Limits Map attached to and made a part of Ordinance No. 18208, to reflect the extension of the corporate limits boundary of the City of Lincoln, Nebraska established and shown thereon, the first time.

CHANGE OF ZONE 15020 - APPLICATION OF PAR 5 PARTNERS, LLC FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO I-2 INDUSTRIAL PARK DISTRICT ON PROPERTY GENERALLY LOCATED AT 4851 NORTH 84TH STREET. (RELATED ITEMS: 15-105, 15-106) - CLERK read an ordinance, introduced by Roy Christensen, amending the Lincoln Zoning District Maps adopted by reference and made a part of Title 27 of the Lincoln Municipal Code, pursuant to Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the first time.

ANNEXATION 15006 - AMENDING THE LINCOLN CORPORATE LIMITS MAP BY ANNEXING APPROXIMATELY 45.73 ACRES AND ADJACENT RIGHTS-OF-WAY ON PROPERTY GENERALLY LOCATED AT SOUTH 63RD STREET AND YANKEE HILL ROAD. (RELATED ITEMS: 15-108, 15-109) - CLERK read an ordinance, introduced by Roy Christensen, annexing and including the below described land as part of the City of Lincoln, Nebraska and amending the Corporate Limits Map attached to and made a part of Ordinance No. 18208, to reflect the extension of the corporate limits boundary of the City of Lincoln, Nebraska established and shown thereon, the first time.

CHANGE OF ZONE 04075F - APPLICATION OF THE OWNERS, TO AMEND VILLAGE GARDENS PLANNED UNIT DEVELOPMENT BY EXPANDING THE BOUNDARY TO INCLUDE APPROXIMATELY 46 ADDITIONAL ACRES, FOR A CHANGE OF ZONE FROM AG AGRICULTURAL DISTRICT TO R-3 RESIDENTIAL DISTRICT ON SAID ADDITIONAL PROPERTY; FOR A PLANNED UNIT DEVELOPMENT DISTRICT DESIGNATION OF SAID PROPERTY; AND FOR A DEVELOPMENT PLAN WHICH PROPOSES MODIFICATIONS TO THE ZONING ORDINANCE AND LAND SUBDIVISION ORDINANCE TO ALLOW ADDITIONAL SINGLE-FAMILY DWELLING LOTS ON THE UNDERLYING R-3 ZONED AREA. (RELATED ITEMS: 15-108, 15-109) - CLERK read an ordinance, introduced by Roy Christensen, amending the Lincoln Zoning District maps attached to and made a part of Title 27 of the Lincoln Municipal Code, as provided by Section 27.05.020 of the Lincoln Municipal Code, by changing the boundaries of the districts established and shown thereon, the first time.

ADJOURNMENT

9:53 P.M.

CAMP Moved to adjourn the City Council Meeting of August 31, 2015.
 Seconded by Christensen and carried by the following vote: AYES: Camp, Christensen,
Eskridge, Fellers, Gaylor Baird, Lamm, Raybould; NAYS: None.

Teresa J. Meier, City Clerk

Soulinnee Phan, Deputy City Clerk